102

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

Single Bench : Hon'ble Shri S.R. NAYAK, CJ

Writ Petition No.1327 of 2006

PETITIONER Ramesh Gupta S/o Shri D.L. Gupta, aged about 60 years, member of Raipur Bhartiya State Bank Officers Sangh Shiksha Samiti, Avanti Vihar Colony, Raipur, resident of D/5, 3/38, Tegore Nagar Raipur Tehsil and District Raipur (C.G.)

Versus

RESPONDENTS

1. Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur through its President Ravi Bilganiya, Avanti Vihar Colony, Raipur, Tahsil and District Raipur (C.G)
2. Shri Ravi Bilgaiyan, President, Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur, Avanti Vihar Colony, Raipur (C.G)
3. Shri K.L. Dey, General Secretary, Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti Raipur, resident of C-77 Tegore Nagar Raipur (C.G.)
4. The Registrar, Firm and Societies, Chhattisgarh, Raipur Tahsil and District Raipur (C.G)

Present: Shri Awadh Tripathi, learned counsel for the petitioner.

Shri Utkarsha Verma, learned Dy. G.A., for the State/respondent.

ORDER

(Passed on 18th July, 2006)

The dispute brought before the Court relates to the complaint of the petitioner that the Committee of management of the Raipur Indian State Bank Adhikari Sangh, Shiksha Samiti, Raipur, the first respondent herein, has proposed to alienate certain property of the Society without authority of law and prejudice to interest of the society.

The dispute brought before the Court could be a dispute which can be threshed out in terms of the dispute resolution mechanism envisaged under Section 64 of the Chhattisgarh Co-operative Societies Act, 1960 (for short 'the Act').

(2) Having heard learned counsel for the parties, I do not find any extraordinary circumstance or good grounds which could persuade this Court to permit the petitioner to straightaway come to this Court without exhausting alternative and comprehensive remedy provided under Section 64 of the Act. On that short ground, this writ petition is dismissed, reserving liberty to the petitioner to workout his legal remedies as provided under the Act.

Sd/-
Chief Justice